GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Health Medical & Family Welfare (Vigilance) Department – Dr. A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District and retired as CSRMO, Government Super Specialty Hospital, Kadapa - Disciplinary action initiated on certain allegations by framing Article of Charges – Provisional pension – Sanctioned - WP No. 19796 of 2024 filed – APHC passed final orders – Examined the issue – Implemented the Orders of AP High Court - Dropped further action - Orders – Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.1) DEPARTMENT

G.O.RT.No. 314 Dated: 28-05-2025

Read the following: -

1. G.O. Rt. No.262 of HM&FW (VC.II.1), Dated.16.03.2024.
2. G.O. Rt. No.263 of HM&FW (VC.II.1), Dated.16.03.2024.
3. G.O. Rt. No.264 of HM&FW (VC.II.1), Dated.16.03.2024.
4. G.O. Rt. No.265 of HM&FW (VC.II.1), Dated.16.03.2024.
5. From the DPH&FW, letter No.1605/VC.I.B/2006, Dated.31.05.2024.
6. Memo.No.PHFW0DPH(VDIS)/30/VC.II.1/2023-01, Dated.20.08.2024.
7. G.O. Rt. No.564 of HM&FW (VC.II.1), Dated.11.09.2024.
8. Order, Dated.21.12.2024 of Andhra Pradesh High Court, Amaravati in W.P.No.19796 of 2024 filed by Dr.A.Ramarao, Medical Officer(Retd.).
9. Representation of Dr. A. Ramarao, Medical Officer(Retd.), Dated:06.01.2025.

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ORDER: -

In the reference 1st cited, common proceedings under rule 24 of APCS (CC&A) Rules, 1991 were initiated against Dr. A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District, Sri P. Ratnakara Rao, the then Senior Assistant, PHC, Kankipadu and Sri B. Venkateshwara Rao, the then Attender, PHC, Kankipadu on the charges of involvement in the misappropriation of Government money and dereliction/negligence of official duties. Further, Articles of Charges were framed in respect of the said three individuals in the references 2nd, 3rd and 4th read above respectively.

2. Subsequently, the DPH&FW, in the reference 5th read above, has furnished the Written Statements of Defense in respect of Dr. A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District and retired as CSRMO, GGH, Kadapa, Sri P. Ratnakara Rao, the then Senior Assistant, PHC, Kankipadu and Sri B. Venkateshwara Rao, the then Attender, PHC, Kankipadu.

3. After examining the Written Statements of defense in respect of all the three charged officers, the Government have decided to conduct a regular enquiry in common proceedings under rule 24 read with rule 20 of APCS (CC&A) Rules, 1991 into the charges framed against Dr. A. Rama Rao, the then Medical

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Officer, PHC, Kankipadu, Krishna District, Sri P. Ratnakara Rao, the then Senior Assistant, PHC, Kankipadu and Sri B.Venkateshwara Rao, the then Attender, PHC, Kankipadu by appointing an Inquiry Officer and the DPH&FW, AP has been requested to furnish the list of eligible officers to appoint as an Inquiry Officer to conduct regular inquiry and also list of officers to appoint a presenting officer to present the case on behalf of the disciplinary authority in the references 6th read above.

4. In the reference 7th read above, Dr. A. Rama Rao was sanctioned provisional pension to an extent of 75% of the normal eligible pension to Dr. A. Ramarao pending finalization of departmental proceedings against him.

5. Further, two of the three Charged Officers i.e. Dr. A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District and Sri P. Ratnakara Rao, the then Senior Assistant, PHC, Kankipadu have filed W.P. No.19796 of 2024 and W.P. No.19853 of 2024 respectively praying to quash and to set aside the article of Charges framed against them. Government have also filed counter affidavits in the said WPs.

6. The Hon'ble Court of Andhra Pradesh, Amaravati, in the reference 8th read above, has passed the following orders in WP.No.19796 of 2024: -

> "…….. In the case at hand, admittedly the petitioner retired from the service on 31.03.2024 on attaining the age of superannuation. A charge memo vide G.O.Rt.No.263 Health, Medical and Family Welfare (VC.II.1) Department dated 16.03.2024 (Ex.P1) was issued against the petitioner for the alleged incident that took place in 2003 & 2004 and the same was served on the petitioner on 30.04.2024 i.e. after retirement.
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> 11. Thus, it is amply proved that the respondent authorities violated Rule 9(2)(b)(ii) of the Revised Pension Rules 1980. Hence, the charge memo vide G.O.Rt.No.263 Health, Medical and Family Welfare (VC.II.1) Department, dated 16.03.2024 (Ex.P1), is liable to be quashed.
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> 12. Given the facts and circumstances of the case, the Writ Petition is allowed. The charge memo vide G.O.Rt.No.263 Health, Medical and Family Welfare (VC.II.1) Department, dated 16.03.2024 (Ex.P1) issued against the petitioner is hereby quashed. Since the charge memo is quashed, withholding of retirement benefits does not arise. Hence, the respondent authorities shall release the retirement benefits to the petitioner, as per the Rules.
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> There shall be no order as to costs. As a sequel, pending miscellaneous petitions, if any, shall stand closed".

7. After carefule examination of the matter in detail and also keeping in view the orders of the Hon'ble High Court of Andhra Pradesh, Government have decided to implement the orders of Hon'ble High Court, AP, Dt.21.12.2024, in WP.No.19796 of 2024 and to drop further action against Dr. A. Ramarao, the

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then Medical Officer, PHC, Kankipadu, Krishna District and retired as CSRMO, GGH, Kadapa.

8. Accordingly, Government hereby drop the further action against Dr. A. Ramarao, the then Medical Officer, PHC, Kankipadu, Krishna District and retired as CSRMO, GGH, Kadapa and order to release the all the pensioinary beneifts to Dr A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District and retired as CSRMO, GGH, Kadapa as per AP Revsied Pension Rules, 1980.

9. The Director of Public Health & Family Welfare, A.P., Vijayawada shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. MANJULA D HOSMANI
SECRETARY TO GOVERNMENT

To
Dr. A. Rama Rao, the then Medical Officer, PHC, Kankipadu, Krishna District.
through the Director of Public Health and Family Welfare, AP, Vijayawada.
The Director of Public Health and Family Welfare, AP, Vijayawada.
The Government Pleader for Services-I, Health, Medical and
Family Welfare Department, Andhra Pradesh High Court, Amaravathi.
The Assistant Registrar, AP High Court, Amaravati.
Copy to
The OSD to Hon'ble Minister(HFW&ME), AP Secretariat, Velagapudi.
The PS to Secretary, HM&FW Dept., AP Secretariat, Velagapudi.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER